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#### ATTORNEYS FOR THE DEBTORS AND DEBTORS-IN-POSSESSION

## IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF TEXAS FORT WORTH DIVISION

	_ \	
In re	)	Chapter 11 Case
	)	
MIRANT CORPORATION, et al.,	)	Case No. 03-46590-DML-11
D.14	)	Jointly Administered
Debtors.	)	
Debtors.	)	

# AMENDED AGENDA OF MATTERS SCHEDULED FOR HEARINGS February 22, 2005<sup>1</sup>

#### Matters Set for 10:30 a.m.

#### A. TIER I GROUP V OBJECTIONS TO CLAIMS

Tier I Objection to Certain Proofs of Claim Filed Against the Debtors' Estates (Group V) Pursuant to 11 U.S.C. §§ 105(a), 502(b), and Rule 3007 of the Federal Rules of Bankruptcy Procedure [Docket No. 6701]

Response Deadline: 02/14/2005 @ 4:00 p.m. Central time

Status: going forward as to New York State Department of Taxation and

Finance

## **Related Documents:**

1. Notice of Mirant's Objection to Your Proof of Claim (Tier I – Group V) [Docket No. 7853]

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 $<sup>^{1}</sup>$  Includes current status of each matter and all pleadings filed as of 9:00 a.m. on February 18, 2005.

- 2. Order Granting Tier I Objection to Certain Proofs of Claim Filed Against the Debtors' Estates (Group V) Pursuant to 11 U.S.C. §§ 105(a), 502(b), and Rule 3007 of the Federal Rules of Bankruptcy Procedure [Docket No. 8037]
- 3. Answer of New York State Department of Taxation and Finance [Docket No. 8318]

#### B. TIER III GROUP VI OBJECTIONS TO CLAIMS

Tier III Objection to Certain Proofs of Claim Filed Against the Debtors' Estates (Group VI) Pursuant to 11 U.S.C. §§ 105(a), 502(b), and Rule 3007 of the Federal Rules of Bankruptcy Procedure [Docket No. 6703]

Response Deadline: 02/14/2005 @ 4:00 p.m. Central time

Status: going forward as to (1) New York State Department of Taxation and

Finance, (2) Georgia Dept. of Revenue

#### Related Documents:

1. Notice of Mirant's Objection to Your Proof of Claim (Tier III – Group VI) [Docket No. 7854]

- Georgia Department of Revenue's Response to Debtor's Tier III Objection to Certain Proofs of Claim Filed Against the Debtors' Estate (Group VII) Pursuant to 11 U.S.C. §§ 105(a), 502(b), and Rule 3007 of the Federal Rules of Bankruptcy Procedure (re: Claim No. 7487) [Docket No. 7329]
- 3. Order Granting Tier III Objection to Certain Proofs of Claim Filed Against the Debtors' Estates (Group VI) Pursuant to 11 U.S.C. §§ 105(a), 502(b), and Rule 3007 of the Federal Rules of Bankruptcy Procedure [Docket No. 8034]
- 4. Second Order Granting Tier III Objection to Certain Proofs of Claim Filed Against the Debtors' Estates (Group VI) Pursuant to 11 U.S.C. §§ 105(a), 502(b), and Rule 3007 of the Federal Rules of Bankruptcy Procedure [Docket No. 8316]
- 5. Answer of New York State Department of Taxation and Finance [Docket No. 8318]

#### C. TIER III GROUP VII OBJECTIONS TO CLAIMS

Tier III Objection to Certain Proofs of Claim Filed Against the Debtors' Estates (Group VII) Pursuant to 11 U.S.C. §§ 105(a), 502(b), and Rule 3007 of the Federal Rules of Bankruptcy Procedure [Docket No. 6705]

Response Deadline: 02/14/2005 @ 4:00 p.m. Central time

<u>Status</u>: going forward as to (1) New York State Department of Taxation and

Finance, (2) Indiana Department of Revenue, (3) State of Arizona Department of Revenue, (4) Georgia Department of Revenue, and (5)

County of Denton

#### **Related Documents:**

- 1. Notice of Mirant's Objection to Your Proof of Claim (Tier III Group VII) [Docket No. 7855]
- 2. Indiana Department of Revenue's (IDR) Response to Objection to Claim [Docket No. 7312]
- 3. Georgia Department of Revenue's Response to Debtor's Tier III Objection to Certain Proofs of Claim Filed Against the Debtors' Estate (Group VII) Pursuant to 11 U.S.C. §§ 105(a), 502(b), and Rule 3007 of the Federal Rules of Bankruptcy Procedure (re: Claim No. 7486) [Docket No. 7330]
- 4. Louisiana Department of Revenue's Response to Debtor's Objections to Claims [Docket No. 7343]
- 5. Response of Denton County and Harrison County to Mirant's Objection to Proofs of Claim (Tier III Group VII) (Claims # 7804, 7941, 7942, 7740, 7787, 7809, 7815, 7741, 7788, 7810, 7816, 7805) [Docket No. 7448]
- 6. Amended Order Granting Tier III Objection to Certain Proofs of Claim Filed Against the Debtors' Estates (Group VII) Pursuant to 11 U.S.C. §§ 105(a), 502(b), and Rule 3007 of the Federal Rules of Bankruptcy Procedure [Docket No. 8047]
- 7. United States' (IRS) Response to Debtors' Tier III Objection to IRS Claims Filed Against Debtors' Estates (Group VII) [Docket No. 8234]
- 8. Answer of New York State Department of Taxation and Finance [Docket No. 8318]
- 9. Arizona Department of Revenue's Withdrawal of Claim

#### Matters Set for 1:30 p.m.

#### D. MOTION FOR SUMMARY JUDGMENT ON GOLDMAN SACHS CLAIM OBJECTION

Motion for Summary Judgment [Docket No. 7493]

Response Deadline: 02/18/2005 @ 4:00 p.m. Central Time

Status: going forward

#### **Related Documents:**

- Objection to Proofs of Claim Filed by Goldman, Sachs & Co. and Morgan Stanley & Co. Incorporated on Behalf of the Underwriters (Claim Nos. 6265 & 6266) [Docket No. 5947]
- 2. Debtors' Appendix in Support of Motion for Summary Judgment [Docket No. 7494]
- 3. Claimants Goldman, Sachs & Co.'s and Morgan Stanley & Co. Incorporated's Opposition to Debtors' Motion for Summary Judgment and Cross-Motion for Summary Judgment [Docket No. 7953]

- 4. Debtors' Reply to Claimants' Goldman, Sachs & Co.'s and Morgan Stanley & Co. Incorporated's Opposition to Debtors' Motion for Summary Judgment and Debtors' Response to Cross-Motion for Summary Judgment [Docket No. 8176]
- 5. Notice of Hearing [Docket No. 8186]
- 6. Notice of Rescheduled Hearing [Docket No. 8322]

Dated: February 18, 2005

HAYNES AND BOONE, LLP 901 Main Street Suite 3100 Dallas, TX 75202 (214) 651-5000

By: /s/ Ian T. Peck

Robin E. Phelan State Bar No. 15903000 Judith Elkin State Bar No. 06522200 Ian T. Peck State Bar No. 24013306

-and-

Thomas E Lauria State Bar No. 11998025 Michelle C. Campbell State Bar No. 24001828 WHITE & CASE LLP Wachovia Financial Center 200 South Biscayne Blvd. Miami, Florida 33131 (305) 371-2700

ATTORNEYS FOR THE DEBTORS AND DEBTORS-IN-POSSESSION

# **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that he has authorized BSI as service agent to cause to serve a
true and correct copy of the foregoing document upon all persons on the Limited Service List, and upon
all parties on the attached Service List via email, facsimile and/or overnight courier on the 18th day of
February, 2005 in accordance with the Federal Rules of Bankruptcy Procedure.

/s/ Ian T. Peck	
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#### **SERVICE LIST**

## PARTIES TO TIER I GROUP V OBJECTIONS TO CLAIMS

N.Y. State Dept of Taxation & Finance Attn: Elaine Z. Cole 340 E. Main Street Rochester, NY 14604

N.Y. State Dept of Taxation & Finance Bankruptcy Section P.O. Box 5300 Albany, NY 12205-0300

N.Y. State Dept of Taxation & Finance Attn: Marlene Centrella Bankruptcy Section P.O. Box 5300 Albany, NY 12205-0300

## PARTIES TO TIER III GROUP VI OBJECTIONS TO CLAIMS

N.Y. State Dept of Taxation & Finance Attn: Elaine Z. Cole 340 E. Main Street Rochester, NY 14604

N.Y. State Dept of Taxation & Finance Attn: Mary Long Bankruptcy Section P.O. Box 5300 Albany, NY 12205-0300

N.Y. State Dept of Taxation & Finance Attn: Marlene Centrella Bankruptcy Section P.O. Box 5300 Albany, NY 12205-0300

Georgia Dept of Revenue Attn: Eunice Nicholson PO Box 161108 Atlanta, GA 30321 State of Michigan, BW & UC Tax Office Attn: K.K. George POC Unit – Suite 11-500 3024 W Grand Blvd.

Detroit, MI 48202

M.W. Schofield Attn: Frances McQuarrie Clark County Assessor PO Box 551401 Las Vegas, NV 89155-1401

Lesley W. Berggren **Assistant Attorney General** 40 Capitol Square, S.W. Atlanta, GA 30334-1300 Fax: 404.656.2283

## PARTIES TO TIER III GROUP VII OBJECTIONS TO CLAIMS

Department of the Treasury Attn: Everydith Conde Garcia Internal Revenue Service 1100 Commerce Street, Room 951 Stop 5024 DAL Dallas, TX 75242-1198

U.S. Department of Justice Attn: Manuel P. Lena Jr. Attorney, Tax Division 717 N. Harwood, Suite 400 Dallas, TX 75201

Fax: 214.880.9741

United States Attorney's Office Northern District of Texas 1100 Commerce Street Suite 300 Earle Cabell Federal Building Dallas, TX 75242-1699

Office of the Attorney General Government of the District of Columbia John A. Wilson Building 1350 Pennsylvania Avenue NW, Suite 407 Washington, DC 20004

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David M. Hansen Louisiana Department of Revenue Legal Division 617 North 3<sup>rd</sup> Street Baton Rouge, LA 70802 Fax: 225.219.2090

Michael Reed McCreary, Veselka, Bragg & Allen, P.C. PO Box 26990 Austin, TX 78755 Fax: 512.454.1881 State of Arizona Attn: S. Jackson Department of Revenue Bankruptcy/Litigation Section 1600 West Monroe Phoenix, AZ 85007

# PARTIES TO SUMMARY JUDGMENT MOTION RE: GOLDMAN SACHS

Paul Vizcarrondo Wachtell, Lipton, Rosen & Katz 51 West 52<sup>nd</sup> Street New York, NY 10019 Email: pvizcarrondo@wlrk.com

Goldman, Sachs & Co., Et Al. Attn: Norman Feit Patricia Baldwin 1 New York Plaza, 37<sup>th</sup> Floor New York, NY 10004

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